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N.J. BOARD OF DENTISTRY  
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STATE OF NEW JERSEY  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
BOARD OF DENTISTRY

IN THE MATTER OF )

Administrative Action

ANTHONY ERMOCIDA, D.M.D. )  
LICENSE NO. 17473 )

CONSENT ORDER

LICENSED TO PRACTICE )  
DENTISTRY IN THE STATE )  
OF NEW JERSEY )

This matter was opened to the New Jersey State Board of Dentistry ("Board") upon receipt of information that Anthony Ermocida, D.M.D. ("respondent") failed to treat patients in a manner consistent with the standard of care in New Jersey and failed to comply with Board regulations. Specifically, it has been alleged that: respondent failed to obtain adequate diagnostic data prior to commencing treatment of patients Jo DeSalvo and Naomi Britt, in that respondent failed to take x-rays. Further, respondent failed to record in the patient record data related to patients' complaints. On October 21, 1998, respondent appeared with counsel, John Paul Dizzia, Esq., at an investigative inquiry into the matter held by the Board.

Having reviewed the entire record, including the testimony of respondent at the investigative inquiry, it appears to the Board that these facts establish basis for disciplinary action pursuant to N.J.S.A. 45:1-21(d) and (h). It appearing that respondent desires to resolve this matter without recourse to formal proceedings and the Board being satisfied that the interests of the public are adequately served by the entry of this Consent Order, and for good cause shown:

IT IS ON THIS 19<sup>th</sup> DAY OF May, 1999,

HEREBY ORDERED AND AGREED THAT:

1. Respondent shall successfully complete the following continuing education: seven (7) hours in diagnosis and treatment planning and seven (7) hours in crown and bridge. These courses shall be completed within 3 months of the entry of the within Consent Order. Further these courses, which are in addition to the regularly required continuing education hours, shall be approved by the Board in writing prior to attendance. Respondent also shall be required to complete the attached continuing education Report and Proof of Attendance as proof of successful completion of the required course work. The attached forms are made a part of the within Consent Order, and a separate form is to be used for each course.

2. Respondent shall reimburse Jo DeSalvo in the amount of \$3,600 and Naomi Britt in the amount of \$500. A certified check or money order made payable to those named patients shall be sent within twenty-one days of the entry date of this Consent Order to

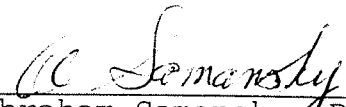
Agnes M. Clarke, Executive Director, Board of Dentistry, 124 Halsey Street, Sixth Floor, P.O. Box 45005, Newark, New Jersey 07102.

3. Respondent is hereby assessed civil penalties, pursuant to N.J.S.A. 45:1-22 in the amount of \$2,500 for failing to maintain adequate records. Payment of the civil penalty shall be in three installments, the first shall be for \$1,000 to be paid upon entry of this Consent Order; the second for \$750 to be paid thirty (30) days following entry of this order; the third for \$750 to be paid sixty (60) days following entry of this order. Payment shall be submitted by certified check or money order payable to the State of New Jersey and shall be sent to Agnes M. Clarke, Executive Director, at the address described in paragraph 2, upon entry of this Consent Order.

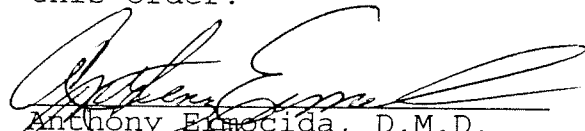
4. Respondent is hereby assessed the costs of the investigation to the State in this matter in the amount of \$100.00. Payment for the costs shall be submitted by certified check or money order made payable to the State of New Jersey and submitted

to the Board upon entry of this Consent Order. Payment shall be sent to Agnes M. Clarke at the address described in paragraph 2.

NEW JERSEY STATE BOARD OF DENTISTRY

By:   
Abraham Samansky DDS  
President

I have read and understand  
the within Consent Order and  
agree to be bound by its  
terms. Consent is hereby  
given to the Board to enter  
this Order.

  
Anthony Elmocida, D.M.D.